IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.883 OF 2005

Sau.Suchitabai Baburao Chavan & Anr. ..Appellants.

V/s.

Sau. Rukhminibai Murari Jajoo & Ors. ..Respondents.

Mr.M.S.Karnik for appellants.

Mr.S.S.Kanetkar for respondent Nos. 1 and 2.

CORAM: A.M.KHANWILKAR,J

DATE : FEBRUARY 14, 2006.

P.C. :

1. Heard counsel for the parties.

2. I see no reason to doubt the correctness of the concurrent view taken by the two courts below. The argument canvassed before this court that the relevant document has not been properly considered especially keeping in mind the oral evidence adduced by the plaintiff does not commend to me. On fair reading of the Judgment of the courts below, all aspects of the matter have been considered-after weighing the evidence on record court below have recorded the finding of fact in relation to the suit property. There is no reason to disturb the concurrent view taken by the two courts below in that

behalf. The appellate Court, especially in the opinion recorded in paragraph-41 onwards has carefully scrutinized the relevant evidence to answer the issue against the appellant. Suffice it to observe that no substantial question of law arises for consideration. Dismissed.